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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/954,987	09/17/2001	Stefan Bauer	C1041/7016 (AWS)	7680

23628 7590 09/01/2004
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EXAMINER

SMITH, CAROLYN L

ART UNIT PAPER NUMBER

1631

DATE MAILED: 09/01/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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08242004

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The communication, filed on 7/19/04, includes a non-responsive amendment, because the addition of 4 or more amino acid residues (on lines 3 and 4) in claim 13 invokes the sequence compliance issue. This application contains sequence disclosures that are encompassed by the definitions for nucleotide and/or amino acid sequences set forth in 37 CFR § 1.821 (a)(1) and (a)(2). See for example, claim 13. However, this application fails to comply with the requirements of 37 CFR § 1.821 through 1.825, because it lacks a paper copy, computer readable form, or CD-ROM and SEQ ID Nos cited along with each sequence in the claim. Applicant(s) are required to submit a new computer readable form sequence listing, a paper copy, or CD-ROM for the specification, statements under 37 CFR § 1.821 (f) and (g), if there is a need to list additional sequences in the sequence listing. Failure to respond to this requirement may result in abandonment of the instant application or a notice of a failure to fully respond to this Office Action. Alternatively, Applicants may simply delete the amino acid letter portion currently in parentheses in claim 13 to overcome this sequence compliance issue.

Also, it is noted that the IDS papers, filed 7/19/04, incorrectly list the application as serial number 09/9534,987. The 1449 form appears to be missing (possibly due to the incorrect serial number listing). Therefore, please resend the IDS, filed 7/14/04, with the proper serial number and 1449 form.

Since the response appears to be bona fide, but through an apparent oversight or inadvertence failed to provide a complete response, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a) OR (b) UP TO A MAXIMUM OF SIX MONTHS.

Papers related to this application may be submitted to Technical Center 1600 by facsimile transmission. Papers should be faxed to Technical Center 1600 via the PTO Fax Center located in Crystal Mall 1. The faxing of such papers must conform with the notices published in the Official Gazette, 1096 OG 30 (November 15, 1989). The CM1 Fax Center number is (703) 872-9306.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Carolyn Smith, whose telephone number is (571) 272-0721. The examiner can normally be reached Monday through Thursday from 8 A.M. to 6:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, can be reached on (571) 272-0722. Any inquiry of a general nature or relating to the status of this application should be directed to Legal Instruments Examiner Tina Plunkett whose telephone number is (571) 272-0549.

Carolyn Smith
08/24/04
09/954987

Ardin H. Marschel 8/28/04
ARDIN H. MARSCHEL
PRIMARY EXAMINER